

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE**

THE NIELSEN COMPANY (US), LLC,)
)
Plaintiff,)
v.) C.A. No. 23-136-GBW-CJB
) (Consolidated)
)
HYPHAMETRICS, INC.,) JURY TRIAL DEMANDED
)
Defendant.)

STIPULATION AND PROPOSED ORDER TO EXTEND TIME

IT IS HEREBY STIPULATED AND AGREED, subject to the approval of the Court, that certain deadlines in the Scheduling Order [D.I. 22] shall be amended as set forth below.¹ All other dates in the Scheduling Order shall remain in effect.

Subject to approval of the Court, supplemental claim construction dates for U.S. Patent No. 11,893,782 (the “782 Patent”) have been set forth below. The Supplemental Opening Claim Construction Brief shall not exceed 5 pages. The Supplemental Answering Claim Construction Brief shall not exceed 5 pages. The Supplemental Reply Claim Construction Brief shall not exceed 3 pages. The Supplemental Sur-reply Claim Construction Brief shall not exceed 3 pages.

Event	Current Deadline	Proposed Deadline
Defendant’s Supplemental Sur-Reply Claim Construction Brief	3/15/2024	Unchanged
Filing of Joint Claim Construction Brief	3/20/2024	Unchanged

¹ Pursuant to Local Rule 16.4, counsel for the parties certifies that counsel has sent a copy of this request to their respective clients.

Deadline to Request Leave to Present Testimony at Claim Construction Hearing and Inform Court of Time Needed for Hearing	3/20/2024	Unchanged
Substantial Completion of Document Production	3/22/2024	4/22/2024
Hearing on Claim Construction	5/15/2024	Unchanged
Exchange of List of Supplemental Claim Terms and Proposed Constructions for '782 Patent		6/26/2024
Respond to and Provide Proposed Constructions for Any Supplemental Terms for which the Party Did Not Initially Provide a Construction for '782 Patent		7/3/2024
Supplemental Joint Claim Construction Chart Due for '782 Patent		7/10/2024
Plaintiff's Supplemental Opening Claim Construction Brief for '782 Patent		7/24/2024
Defendant's Supplemental Answering Claim Construction Brief for '782 Patent		8/7/2024
Plaintiff's Supplemental Reply Claim Construction Brief for '782 Patent		8/14/2024
Defendant's Supplemental Sur-Reply Claim Construction Brief for '782 Patent		8/21/2024
Filing of Supplemental Joint Claim Construction Brief for '782 Patent		8/28/2024
Deadline to Request Leave to Present Testimony at Supplemental Claim Construction Hearing and Inform Court of Time Needed for Hearing for '782 Patent		8/28/2024
Plaintiff to Provide Final Infringement Contentions	7/26/2024	8/26/2024
Deadline for Plaintiff to Supplement Identification of All Accused Products	7/26/2024	8/26/2024

Defendants to Provide Final Invalidity Contentions	8/23/2024	9/23/2024
Deadline for Defendants to Supplement Invalidity References	8/23/2024	9/23/2024
Fact Discovery Cut-Off	8/30/2024	9/30/2024
Supplemental Hearing on Claim Construction		10/16/2024
Opening Expert Reports for Party Having Initial Burden of Proof	9/27/2024	10/28/2024
Rebuttal Expert Reports	10/25/2024	11/25/2024
Reply Expert Reports for Party Having Initial Burden of Proof	11/12/2024	12/12/2024
Expert Discovery Cut-Off	12/13/2024	1/13/2025
Case Dispositive Motions and <i>Daubert</i> Motions (Opening Briefs)	2/10/2025	3/10/2025
Answering Case Dispositive Briefs	3/7/2025	4/7/2025
Reply Case Dispositive Briefs	3/28/2025	4/28/2025
Joint Proposed Final Pretrial Order	7/15/2025	Unchanged
Deadline to File Proposed Voir Dire, Preliminary Jury Instructions, Final Jury Instructions, and Special Verdict Forms	7/10/2025	Unchanged
Deadline to File Joint Proposed Final Pretrial Order	7/14/2025	Unchanged
Pretrial Conference	7/22/2025	Unchanged

Trial	7/28/2025	Unchanged
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Dated: March 27, 2024
11411524/14944-00006

IT IS SO ORDERED this _____ day of March 2024.

United States Magistrate Judge